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10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 **SAN JOSE DIVISION \*E-FILED - 6/29/05\***

13 DIRECTV, INC., a California corporation, Case No. CV-04-03561 RMW  
14 Plaintiff, Hon. Ronald M. Whyte  
15 vs.  
16 STEVE HANEY,  
17 Defendant.

**STIPULATION FOR VOLUNTARY  
DISMISSAL OF DEFENDANT STEVE  
HANEY AND REQUEST TO RETAIN  
JURISDICTION; ORDER  
THEREON**

18 IT IS HEREBY STIPULATED by and between Plaintiff DIRECTV, Inc.  
19 (“DIRECTV”) and Defendant STEVE HANEY (“Defendant”), through their respective counsel  
20 of record, that the above-captioned action be and hereby is dismissed without prejudice, pursuant  
21 to Fed. R. Civ. P. 41(a)(1), as to Defendant. Each of said parties to bear its/his own costs and  
22 attorney’s fees.

23 The terms of the Confidential Settlement Agreement dated May 25, 2005  
24 (“Agreement”) entered into between the Defendant and DIRECTV require the performance of  
25 certain obligations by Defendant that will not be completed until July 2007. If the Defendant  
26 does not timely or fully perform these obligations when due, DIRECTV is authorized to seek  
27 enforcement of those obligations in this Court. The parties therefore have consented, and hereby  
28 further stipulate and consent to, the retention of jurisdiction over them by this Court and to

1 reference to a Magistrate Judge in this District for the purpose of enforcing those obligations of  
2 the Agreement, as defined therein. The parties therefore respectfully request that the Court retain  
3 such jurisdiction.

4 DATED: June 27, 2005

Respectfully Submitted,

5 BUCHALTER, NEMER, FIELDS & YOUNGER  
6 A Professional Corporation

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8 By: \_\_\_\_\_ /s/ Suzanne M. Burke  
9 Suzanne M. Burke  
Attorneys for Plaintiff DIRECTV, Inc.

10 DATED: June 27, 2005

11 PARR LAW GROUP

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13 By: \_\_\_\_\_ /s/ Shawn R. Parr  
14 Shawn R. Parr  
Attorneys for Defendant Steve Haney

## ORDER

HAVING READ AND CONSIDERED the forgoing Stipulation for Voluntary Dismissal of Defendant STEVE HANEY and Request to Retain Jurisdiction, and such other pleadings, documents and records deemed appropriate by the Court, and good cause appearing therefore, IT IS HEREBY ORDERED:

(1) Defendant STEVE HANEY is hereby dismissed from this action without prejudice;

(2) Each of said parties to bear its/his own costs and attorney's fees; and

(3) The Court shall retain jurisdiction over DIRECTV and Defendant STEVE force the terms described above of the Settlement Agreement between those parties, 2005 and hereby refers any further proceedings in this action to enforce such terms of the Settlement Agreement to a Magistrate Judge of this District.

Dated: 6/29/05

/S/ RONALD M. WHYTE

Honorable Ronald M. Whyte  
United States District Court  
Northern District of California

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